

BRYAN CITY COUNCIL

September 16, 2024

Council President Mary Leatherman opened the meeting with the following members present: Jim Kozumplik, F. John Betts, Richard Hupe, and Stephen Alspaugh. Also attending were: Mayor Carrie Schlade, Planning & Zoning Administrator Andy Waterston, Police Chief Greg Ruskey, Fire Chief Doug Pool, Wastewater Superintendent Wes Wygant, Parks and Recreation Director Benjamin Dominique, and Clerk-Treasurer John Lehner.

Mr. Kozumplik moved, Mr. Alspaugh seconded, to approve the minutes of the September 3, 2024 Regular Meeting, as written. Roll call vote: all ayes; nays, none. Motion carried.

Bryan resident Steve Cox addressed Council to note that nothing had yet been done to fix the pavement on Hunting Drive/South Court, and that the neighborhood had not received its “No Outlet” sign he had previously requested.

Bryan resident Stewart Rosendaul addressed Council to voice his concerns with the condition of South Lynn Street during the current waterline replacement project; to express his support of the noise ordinance on tonight’s agenda; and to again express his concerns with speeding cars on various streets in the City of Bryan. Further discussion was held.

Mr. Hupe moved, Mr. Betts seconded, to approve the Clerk-Treasurer’s Report for the month ending August 31, 2024 as submitted by Clerk-Treasurer Lehner. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 29, 2024, titled,

AN ORDINANCE TO AMEND TITLE 15 OF THE BRYAN CODIFIED ORDINANCES BY ENACTING CHAPTER 1503 ENTITLED FIREWORKS (THIRD READING)

was presented and read by title only. Fire Chief Pool reported that he has heard no opposition to this ordinance since it was introduced.

Mr. Betts moved, Mr. Alspaugh seconded, to pass Ordinance No. 29, 2024. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 33, 2024, titled,

AN ORDINANCE TO AMEND CHAPTER 509 OF THE BRYAN CODIFIED ORDINANCES BY ENACTING SECTION 509.12 ENTITLED EXCESSIVE NOISE AND DECLARING AN EMERGENCY.

was presented and read by title only. Police Chief Ruskey explained that the language was drafted with input from other communities with similar noise ordinances, that it expands the definitions of excessive noise to address many of the common complaints the Bryan Police Department receives, and that it will make enforcement much more effective. Further discussion was held.

Mr. Betts moved, Mr. Kozumplik seconded, to suspend the reading of Ordinance No. 33, 2024, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Hupe moved, Mr. Alspaugh seconded, to pass Ordinance No. 33, 2024. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 34, 2024, titled,

AN ORDINANCE AUTHORIZING THE CLERK-TREASURER TO ISSUE CHANGE ORDER #1 & FINAL FOR THE PROJECT KNOWN AS “LINCOLN PARK RESTROOM FACILITY.”

was presented and read by title only. Parks and Recreation Director Dominique explained the increase of \$4,305.00 due to several minor modifications to the original building proposal, bringing the final contract price of the restroom project to \$159,530.

Mr. Betts moved, Mr. Alspaugh seconded, to suspend the reading of Ordinance No. 34, 2024, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Kozumplik moved, Mr. Hupe seconded, to pass Ordinance No. 34, 2024. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 35, 2024, titled,

AN ORDINANCE PROVIDING FOR THE TRANSFER OF FUNDS FOR THE CITY OF BRYAN, FOR THE MONTH ENDING SEPTEMBER 30, 2024

was presented and read by title only. Clerk-Treasurer Lehner explained that the request was for regularly budgeted operational transfers, that there would likely be one more request for the 2024 budget year, and that those numbers would be reevaluated with the intent of maintaining fund balance stability.

Mr. Kozumplik moved, Mr. Alspaugh seconded, to suspend the reading of Ordinance No. 35, 2024, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Betts moved, Mr. Hupe seconded, to pass Ordinance No. 35, 2024. Roll call vote: all ayes; nays, none. Motion carried.

Ordinance No. 36, 2024, titled,

AN ORDINANCE PROVIDING FOR ANNUAL APPROPRIATIONS FOR THE CITY OF BRYAN, FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY.

was presented and read by title only. Clerk-Treasurer Lehner explained this authorizes the expenditure of \$150,000 from the Water Capital Reserve Fund for the water filter rehabilitation project previously approved by Council.

Mr. Alspaugh moved, Mr. Kozumplik seconded, to suspend the reading of Ordinance No. 36, 2024, on three separate days. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Hupe moved, Mr. Betts seconded, to pass Ordinance No. 36, 2024. Roll call vote: all ayes; nays, none. Motion carried.

Fire Chief Pool requested permission to test for the position of Fire Fighter, citing that there are two vacancies and only one person remaining on the current eligibility list. Further discussion was held.

Mr. Kozumplik moved, Mr. Betts seconded, to authorize the Fire Department to conduct a test for the position of Fire Fighter. Roll call vote: all ayes; nays, none. Motion carried.

Mayor Schlade advised Council on the receipt of a legislative notice from the Ohio Division of Liquor Control (ODLC) regarding a new liquor permit for BLFP Inc, dba Bryan Wine & Spirits. This permit is for what is being proposed as a new liquor store located at 123 E. South Street, and as the City of Bryan has concerns over the logistical limitations of the site, she recommended that Council request a hearing on the matter with the ODLC. The Planning Commission will be considering a variance regarding parking space requirements for the site on September 23, 2024. Further discussion was held.

Mr. Alspaugh moved, Mr. Betts seconded, to request a hearing on the advisability of issuing the permit to BLFP Inc, dba Bryan Wine & Spirits. Roll call vote: all ayes; nays, none. Motion carried.

Planning & Zoning Commissioner Waterston notified Council that street paving in the East Village Addition would begin soon and take approximately two weeks to complete. He also reminded Council of the regulations regarding placement of political campaign signs.

Fire Chief Pool informed Council that due to the extreme dry weather, no open burning would be permitted within the Bryan Fire Department's district.

Clerk-Treasurer Lehner informed Council of the successful completion of the audit of the City's 2023 financial statements and suggested that since the audit was clean and there were no issues to discuss, Council waive its right to an exit conference with representatives of the audit team.

Mr. Betts moved, Mr. Hupe seconded, to waive an audit meeting with staff from the Ohio Auditor of State's Office regarding the City of Bryan's 2023 financial statements. Roll call vote: all ayes; nays, none. Motion carried.

Mr. Alspaugh moved, Mr. Kozumplik seconded, to adjourn the meeting. Roll call vote: all ayes; nays, none. Motion carried.

President of Council

Clerk-Treasurer